

Paper No. 596  
Disposes of  
Paper No. 554

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST  
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al	) ORDER:
- vs -	) FOR THE ISSUANCE OF SUBPOENAS
ARAKI, Sadao; et al	) FOR WITNESSES ON BEHALF OF
	) THE ACCUSED SATO; AND FOR
	) THE PRODUCTION OF DOCUMENTS

This matter coming on to be heard on this 20th day of November, 1946, before the Honorable Sir William Webb, President of the Tribunal, upon the application of SATO, Kenryo, one of the defendants herein, for the production of witnesses and documents necessary to the defense of said SATO, Kenryo, in accordance with the provisions of Section III, Article 9, Paragraph (e) of the Charter, the names of said witnesses and the description of the documents being fully set forth in said application, which is Paper No. 554; and after hearing the statements and arguments of Counsel for the said SATO, Kenryo, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application as to each of the following named persons be granted, as prayed:

1. NISHIMURA, Susumu;
  - (a) This person is a Japanese, resident of Tokyo;
  - (b) He was Chief of the Military Affairs Section when SATO was Chief of the Military Affairs Bureau.

2. SANADA, Joichiro;
    - (a) This person is a Japanese, resident of Tokyo;
    - (b) He was Chief of the Military Affairs Bureau as successor to SATO. He was in charge of the Liaison Conference between the General Staff and Cabinet as well as of the business of the Conference held in the presence of the Emperor.
  3. SHIMOMURA, Sadamu;
    - (a) This person is a Japanese, resident of Tokyo;
    - (b) He was formerly Minister of War after the time of surrender and is now in Sugamo Prison. He attended the Geneva International War Prisoners Conference held in 1929, as the representative of the Japanese Government.
  4. ABE, Nobutaka;
    - (a) This person is a Japanese, resident of Tokyo;
    - (b) He was formerly Prime Minister and Governor General of Korea.
  5. HATTA, Shiroji;
    - (a) This person is a Japanese, resident of Sendai;
    - (b) He is professor of the Tohoku Imperial University and an intimate friend of SATO.
  6. NOMURA, Karoku;
    - (a) This person is a Japanese, resident of Tokyo;
    - (b) He is a member of the House of Peers and an acquaintance of SATO.
  7. SHIRAI, Seishin;
    - (a) This person is a Japanese, resident of Tokyo;
    - (b) He is an official of the Demobilization Board;
- and that a summons be issued, by the Secretary General of the Tribunal, commanding each of said persons, to-wit:

NISHIMURA, Susumu, SANADA, Joichiro, SHIMOMURA, Sadamu, ABE, Nobutaka, HATTA, Shiroji, NOMURA, Karoku, and SHIRAI, Seishin, to attend and testify before said Tribunal as a witness for the accused SATO, Kenryo, at a time indicated to the Secretary General of the Tribunal, by counsel of record for the said accused, as a probable date when the witness will be actually required.

It is further ORDERED: That the application of the accused for the production of documents is granted; and that the following documents, all of which may be located in the Washington Document Center, Stuart Building, Washington, D. C., Shipping Advice #15072, be procured forthwith and lodged with the Registry of the Tribunal:

<u>Crate No.</u>	<u>Items No.</u>	<u>Description</u>
96, 51 & 66	21	File dealing with classified war prisoners, 1942.
650	43	File of non-classified correspondence and records dealing with China Affairs, 1942 (3 bundles.)
166	273	Transcript of telegrams exchanged between the chief of staff of the China Expeditionary Army and the Vice-Minister of War on the question of executing U.S. aviators, captives while bombing Japan 25 April to 8 May 1942 (5 pages).
11	375	Mimeographed booklets, "Military Regulations Issued by the G.H. China Expeditionary Army for the Punishment of Enemy Fliers", 13 August 1942 (4 volumes).
?	379	File of miscellaneous correspondence and records of War Ministry, 1940-1942 (1 bundle).

Dated at Tokyo, Japan, this 4 December 1946.

BY THE TRIBUNAL:

(Signed) W. F. WEBB  
PRESIDENT